

# DRAFT

## STATE WATER RESOURCES CONTROL BOARD RESOLUTION NO. 2020-

AUTHORIZING THE EXECUTIVE DIRECTOR OR DESIGNEE TO EXECUTE A  
GRANT AGREEMENT FOR WORK TO REMEDIATE SEDIMENTATION IN THE  
ELK RIVER (PROJECT)

### WHEREAS:

1. On June 28, 2016, the State Water Resources Control Board executed grant agreement number D1513103 with California Trout, Inc. for \$638,557, to implement two sediment remediation pilot projects in the Elk River watershed. The agreement was funded with Timber Regulation and Forest Restoration Funds (Timber Funds) appropriated to the State Water Resources Control Board in budget act of fiscal year 2015/2016.
2. On February 18, 2020 the State Water Board adopted [Resolution No. 2020-0004](#), approving shifting the implementation project to planning costs consisting of design plans for revegetation, mitigation, and restoration in another area of the Elk River watershed (Modified Planning Project).
3. The funding for the Modified Planning Project was not liquidated timely. On May 28, 2020, grant agreement D1513103 was terminated, and the remaining balance of \$241,334 was disencumbered from the agreement.
4. Unencumbered grant funds from past Timber Fund appropriations and CWA 319 grants are available to award to the Project to fund the remaining work.
5. The Project meets the minimum requirements for the Timber Funds and 319 grant funds, supports the objective of the North Coast Regional Water Quality Control Board to address sediment loading in the North Fork Elk River, and supports the objectives of the 2014-2020 California Nonpoint Source Program Implementation Plan.
6. The North Coast Regional Water Quality Control Board (North Coast Regional Board) is the lead agency under CEQA for the Project. The North Coast Regional Board approved a Notice of Exemption (NOE) for the Project and filed it with the Humboldt County Clerk on September 4, 2018.
7. The State Water Board is a responsible agency under CEQA. This Project is categorically exempt under the exemption for feasibility and planning studies (California Code of Regulations, Title 14, Division 6, Chapter 3, Article 18, Section 15262).
8. The Project will not result in any significant adverse water quality impacts.

# **D R A F T**

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Authorizes the Executive Director or designee to execute a grant agreement for the Project, execute any amendments thereto, and to perform all tasks necessary to implement the agreement.

## **CERTIFICATION**

The undersigned Clerk to the Board does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on November 4, 2020.

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Jeanine Townsend  
Clerk to the Board